



A-66167-1/ENB
468880-74

CERTIFICATE OF MAILING (37 CFR 1.8(A))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 9, 2004.

Signed:


Laura Lee Mosier

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

John H. JERMAN *et al.*

Serial No. 09/524,727

Filed: March 14, 2000

For: OPTICAL MICROSWITCH

Date of Allowance: August 9, 2004

Examiner: PAK, Sung H.

Art Unit No.: 2874

Class-Sub Class: 385-018000

Date: November 9, 2004

SUBMISSION OF ISSUE FEE

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the Notice of Allowance mailed August 9, 2004, enclosed herewith is:

- ☒ Completed Issue Fee Transmittal, form PTOL-85;
- ☒ Our check in the amount of \$715 (\$685 for the issue fee and \$30 for ten (10) soft copies); and
- ☒ Applicant claims small entity status as verified by the enclosed copy of the previously filed Small Entity Declaration for this application.

The Commissioner is authorized to charge any underpayment of fees or credit any overpayment to counsel's Deposit Account No. 50-2319 (Order No. A-66167-1/ENB (468880-74)).

Respectfully submitted,

By: 

Edward N. Bachand
Reg. No. 37,085

Date: November 9, 2004

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Applicants: JERMAN et al.
Serial No.: 09/524,727
For: OPTICAL MICROSWITCH

Attorney Docket No.: A-66167-1/ENB
Filing Date: March 14, 2000



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am
☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

COPY

NAME OF CONCERN: IOLON, INC.
ADDRESS OF CONCERN: 1870 Lundy Avenue
San Jose, California 95131

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the Patent and Trademark Office under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled OPTICAL MICROSWITCH by inventor(s) John H. JERMAN, John D. GRADE, Joseph D. DRAKE and Kurt E. PETERSEN described in:

☐ the specification filed herewith
☒ application serial no. 09/524,727; filed March 14, 2000
☐ patent no. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME: _____ ADDRESS: _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: John Clark
TITLE IN ORGANIZATION: Chief Executive Officer
ADDRESS: 1870 Lundy Avenue, San Jose, CA 95131-1826

SIGNATURE: John Clark
1035610

DATE: NOVEMBER 19, 2001